

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2001-011498

03/19/2008

JUDGE PRO TEM ROSANN K. JOHNSON
FOR COMM. WESLEY E. PETERSON

CLERK OF THE COURT
S. Smith
Deputy

ATLAS No. 000851325600
STATE OF ARIZONA, EX REL, DES
CECILY NADINE BENSON

MATTHEW STEVEN SCHULTZ

AND

TROY ANTHONY STANDLEY

TROY ANTHONY STANDLEY
2425 E. THOMAS #14
PHOENIX AZ 85016

AG-CHILD SUPPORT-EAST VALLEY
OFFICE

MINUTE ENTRY

Courtroom 305 - SEA

11:27 a.m. This is the time set for Enforcement Review Hearing. Petitioner is present and represented by above-named counsel. Respondent is present on his own behalf. The State is represented by Assistant Attorney General Diane McGuire.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Cecily Nadine Benson and Troy Anthony Standley are sworn.

Counsel for the State advises the Court of the State's position and recommendations. The Court is advised that this matter is set for two issues before the Court, Mother's Petition for Enforcement and for Modification of Support. Mother has requested that the Modification be postponed as there are some outstanding discovery issues. With regard to the enforcement action, Father's current child support obligation is \$199 per month with arrears owed as of

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2001-011498

03/19/2008

December 31, 2007 in excess of \$17,000. Since the child support order was entered in 2004 Father has made a total of three payments.

Counsel for Petitioner/Mother advises the Court that Father was sent a Request for Uniform Interrogatories and Request for Production of Documents on January 11, 2008 which he acknowledges that he has received. Father has failed to comply with those requests and counsel for Petitioner/Mother makes an Oral Motion to Compel at this time.

Troy Anthony Standley having been previously sworn testifies.

Based on the matters presented,

IT IS ORDERED directing Respondent/Father to comply with the Request for Uniform Interrogatories and Request for Production of Documents on or before **April 10, 2008**.

Counsel for Petitioner/Mother makes avowals to the Court regarding the Enforcement issues.

Troy Anthony Standley testifies further.

THE COURT FINDS that Obligor/Father is in continuing contempt of Court for failure to comply with a valid support order of which he had knowledge and in remaining current in his child support obligations. Obligor/Father willfully failed to make support payments as previously ordered or some reasonable portion thereof, despite his ability to do so.

IT IS ORDERED establishing a lump sum purge in the amount of \$1,000.00 to be paid through the Clearinghouse by April 16, 2008.

IT IS FURTHER ORDERED Father shall make timely child support and arrearage payments as ordered for a period of 24 consecutive months effective April 1, 2008. If he cannot pay the full amount ordered, he shall pay at least 50% of all income received on a monthly basis.

IT IS FURTHER ORDERED granting Petitioner/Mother judgment for child support arrearages in the amount of \$7,363 for the time period of September 1, 2004 through November 30, 2007. Said judgment earns interest at the legal rate from April 1, 2008 until the judgment is paid in full. Further, Petitioner/Mother is granted a judgment for interest in the amount of \$1,170.75 for the time period of September 1, 2004 through November 30, 2007. This interest judgment does not earn additional interest.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2001-011498

03/19/2008

IT IS FURTHER ORDERED setting this matter for Hearing on Modification of Child Support on **May 14, 2008 at 11:00 a.m.** before the Hon. Wesley E. Peterson in this division.

The parties are to check in with the Assistant Attorney General prior to the time of hearing at:

**South East Court Facility
Courtroom 305
222 East Javelina
Mesa, AZ 85210-6201**

Each party is hereby advised that in the event he/she fails to appear, the Court will proceed in his/her absence and make a decision based on the testimony and information presented, which may include entering a default judgment and/or issuing a Child Support Arrest Warrant.

The Court's further findings and orders are as contained in the form of order submitted by the State for the Court's signature.

Counsel for Petitioner/Mother requests an award of attorneys' fees. Consideration of an award of attorneys' fees shall abide hearing set herein.

11:45 a.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.

NOTICE: A child should not be brought to the Courthouse to be present during a Court proceeding except in the circumstance that the child is to be interviewed by the Judge in chambers or unless the child's presence is otherwise required for the Court proceeding. Whenever a child is brought to the Courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of Court personnel do not permit them to perform this function.

PLEASE NOTE: This Court utilizes a digital audio recording system to preserve the official record of proceedings. Persons requesting copies of recorded proceedings do not have to provide blank CDs. All CDs will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Counsel or litigants must complete the appropriate request

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2001-011498

03/19/2008

form which may be obtained from the Self-Service Center or from Court staff and present the completed form to the Self-Service Center. All fees must be handled through the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD.